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I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via EFS-Web on the date below:	
February 11, 2008 Date	Electronic signature:/ Katie Johnson / Katie Johnson

Docket No.: HO-P03203US0  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Neil Duggal et al.

Application No.: 10/590,139

Confirmation No.: 5647

Filed: June 30, 2005

Art Unit: 3738

For: ARTIFICIAL SPINAL DISC

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

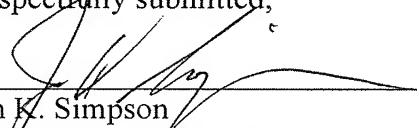
Dear Sir:

In response to the Notification of Defective Response mailed February 4, 2008, Applicant respectfully submits four separate declaration documents.

Application believes no fee is due with this response. If any additional fees are due, please charge our Deposit Account No. 06-2375, under Order No. HO-P03203US0. A duplicate copy of this paper is enclosed.

Dated: February 11, 2008

Respectfully submitted,

  
\_\_\_\_\_  
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# UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/590,139	Neil Duggal	HO-P03203USO

26271  
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INTERNATIONAL APPLICATION NO.	
PCT/US05/23134	
I.A. FILING DATE	PRIORITY DATE
06/30/2005	06/30/2004

**CONFIRMATION NO. 5647**  
**371 FORMALITIES LETTER**



\*OC000000028083695\*

Date Mailed: 02/04/2008

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 08/22/2006
- Copy of the International Search Report filed on 08/22/2006
- Information Disclosure Statements filed on 10/24/2007
- Oath or Declaration filed on 05/09/2007
- U.S. Basic National Fees filed on 08/22/2006
- Assignment filed on 12/28/2006
- Priority Documents filed on 08/22/2006
- Specification filed on 08/22/2006
- Claims filed on 08/22/2006
- Abstracts filed on 08/22/2006
- Drawings filed on 08/22/2006

FULBRIGHT & JAWORSKI, LLP  
IPT DOCKETING  
Docketed ☒ Not Req'd ☐ Confirmation ☐  
Initials 1st JM Initials 2nd LAB

FEB 08 2008

Attorney JKS - Synergy  
Docket No. HO-P03203USO/1068222  
Action Req'd \_\_\_\_\_ Date Due \_\_\_\_\_  
Response Due → 03/04/2008

Applicant's response filed 10/24/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 04/30/2007 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - Declaration document appears to be a compilation of a number of separate declaration documents (the document includes four copies of the first page, and two copies of the second page). "Where individual declarations are executed, they must be submitted as individual declarations rather than combined into one declaration." See MPEP 201.03 (II)(B)

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

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